

VIII. APPROVAL OF MINUTES –

Public Meeting –September 20, 2016

**Executive Session – May 11, 2015, September 15, 2015, October 6, 2015,
October 20, 2015**

IX. HEARING ON AGENDA ITEMS ONLY – 3 minutes per resident

Comments are welcome during the public comment period during this meeting on any agenda item. However, if an ordinance is listed for its own public hearing on the agenda, please hold your comments for that particular public hearing. To make your comment, the speaker must come forward to the microphone and state his/her name and address for the record. Each speaker is limited to 3 minutes. The (Mayor/Council President) will keep time. Please promptly yield on the floor when time is called and return to your seat. Your cooperation in adherence to these rules of order will ensure an orderly and respectful meeting.

X. PUBLIC HEARING AND FINAL ADOPTION OF ORDINANCES INTRODUCED ON SEPTEMBER 20, 2016.

“AN ORDINANCE AMENDING THE MINIMUM AND MAXIMUM RATE OF SALARY AND COMPENSATION OF ELECTED AND APPOINTED TOWNSHIP OFFICIALS, AND NON-UNION EMPLOYEES IN THE VARIOUS MUNICIPAL DEPARTMENTS OF THE TOWNSHIP OF BERKELEY HEIGHTS.”

“AN ORDINANCE AMENDING, REVISING AND SUPPLEMENTING VARIOUS SECTIONS OF TITLE 1 ENTITLED “GENERAL PROVISIONS” OF THE CODE OF THE TOWNSHIP OF BERKELEY HEIGHTS TO CREATE NEW CHAPTER 1.06 TO BE ENTITLED “RECORDING OF PUBLIC MEETINGS” TO ESTABLISH GUIDELINES FOR THE RECORDING OF PUBLIC MEETINGS.”

XI. NEW BUSINESS- RESOLUTIONS

OFFICIAL ACTION WILL BE TAKEN ON THE FOLLOWING:

A. RESOLUTIONS

1. Resolution approving Bill List dated October 4, 2016 in the amount of \$440,520.92.
2. Resolution authorizing the Township to sell at a public sale (by way of sealed bid) one (1) Plenary Retail Consumption (Hotel/Motel Exception) Liquor License to be used exclusively in connection with a hotel/motel containing at least one hundred (100) guest sleeping rooms within the boundaries of the Township, in accordance with the procedure set forth in NJSA 33:1-19.1 et. seq.
3. Resolution approving the Community Pool Corporation’s 2017 budget, pursuant to the terms of the Lease Agreement.

3. Resolution approving the Community Pool Corporation's 2017 budget, pursuant to the terms of the Lease Agreement.
4. Resolution authorizing Shared Services Agreement with the Board of Education for the provision of a police officer to serve as a student resource officer at the High School.
5. Resolution authorizing the Township to utilize the online auction services of EMX,LLC, an approved vendor, located at www.energymarketexchange.com
6. **CONSENT AGENDA** – All matters listed under Consent Agenda are considered routine by the Township Council and will be enacted upon by one motion; there will be no separate discussion of these items. If discussion is desired, that item will be removed from the Consent Agenda and will be considered separately.
 - a. Resolution authorizing the Tax Collector to refund the following 2016 tax overpayment:

1. Valerie E. Berger	47 Sycamore Avenue	\$461.75
2. Pamela L. Nagy	111 Cedar Green Lane	\$30.00
 - b. Resolution authorizing a renewal of a blue light permit for, Arlene Burnett who is a member of the Berkeley Heights Rescue Squad.
 - c. Resolution adding Joe Koczot to the active roster of the Berkeley Heights Fire Department.
 - d. Resolution adding Howard Anderson to the active roster of the Berkeley Heights Fire Department.
 - e. Resolution adding Petre Popescu to the active roster of the Berkeley Heights Fire Department.

XIII. CITIZENS HEARING - 3 minutes per resident

Comments are welcome during the public comment period during this meeting on any matter over which the Township has jurisdiction. To make your comment, the speaker must come forward to the microphone and state his/her name and address for the record. Each speaker is limited to 3 minutes. The Mayor and/or Council will keep time. Please promptly yield the floor when time is called and return to your seat. Your cooperation in adherence to these rules of order will ensure an orderly and respectful meeting.

**XIV. EXECUTIVE SESSION –
Attorney - Client Privilege / Litigation - Affordable Housing**

XV. ADJOURNMENT

**Ana Minkoff
Township Clerk**

Mayor's Correspondence
September 2016

1. **UC Dept of Human Services Division on Aging and Disability**– The Service Network Sept 2016 edition
2. **UC Transportation Advisory Board** – notification of next meeting
3. **GLHS** – letter informing you of Friday Night Lights Football game scheduled for 10/7/16
4. **North Central Jersey Association of Realtors** – introduction letter about community outreach program
5. **Blue Shield Consulting** – introduction to their organization which helps local governments streamline police department operations
6. **The Transporter** – Summer 2016 issue
7. **The Rotarian** – October 2016 issue
8. **Tri State Transportation Campaign** – invitation to fundraiser
9. **Inroads to Opportunities** – invitation to fundraiser
10. **DCA Commissioner Charles Richman** – letter acknowledging Township's designation of Block 1901 Lot 35 an Area in Need of Redevelopment CC: Council
11. **plansmartNJ** – invitation to annual dinner
12. **Highlander Band Parents Organization** – request for reso for Band Appreciation Week in November
13. **NJCM** – invitation to Business Development Forum and Golf Classic
14. **Sarah Dundas** – invitation to gun violence prevention film series

TOWNSHIP COUNCIL CORRESPONDENCE
September 2016

1. Correspondence received from Peak Environmental LLC, on September 2nd, regarding an amended and supplemented Response Action Outcome for 100 Locust Avenue.

Explanation: This Ordinance amends the Township's current Salary Ordinance (Ordinance #15-2015) to update and add the salary ranges for the various positions.

AN ORDINANCE AMENDING THE MINIMUM AND MAXIMUM RATE OF SALARY AND COMPENSATION OF ELECTED AND APPOINTED TOWNSHIP OFFICIALS, AND NON-UNION EMPLOYEES IN THE VARIOUS MUNICIPAL DEPARTMENTS OF THE TOWNSHIP OF BERKELEY HEIGHTS

BE IT ORDAINED by the Township Council of the Township of Berkeley Heights, County of Union and State of New Jersey, pursuant to N.J.S.A. 40A:5-19 and N.J.S.A. 40A:9-10, that the Township's Salary Ordinance be amended as follows: [New language **bold and underlined**, and deleted language in ~~double strikethrough~~.]

SECTION 1.

The annual salaries and wages of the elected and appointed officials of the Township and certain non-union Township employees in the various municipal departments of the Township of Berkeley Heights shall be fixed from time to time by the Township Council by Resolution and, except as provided herein shall not be less than the minimum amounts nor more than the maximum amounts hereinafter set forth for each position.

<u>DEPARTMENT</u>	<u>POSITION</u>	<u>MINIMUM</u>	<u>MAXIMUM</u>
Administration & Executive	Mayor	1.00	4,000.00
	Council Members	1.00	3,500.00
	Township Administrator	60,000.00	135,150.00
	Executive Assistant	25,000.00	59,466.00
	Administrative Assistant	25,000.00	48,654.00
	Township Clerk	50,000.00	95,145.00
	Acting Township Clerk	35,000.00	63,600.00
	Deputy Township Clerk	25,000.00	54,060.00

Finance Department	Treasurer/Chief Financial Officer	60,000.00	108,120.00
	Assistant Finance Officer	40,000.00	60,000.00
	Tax Assessor	20,000.00	54,060.00
	Tax Collector	20,000.00	<u>65,166.00</u> 65,090.00
Municipal Court	Municipal Judge	10,000.00	35,700.00
	Municipal Prosecutor	10,000.00	20,400.00
	Public Defender	3,000.00	10,200.00
	Board of Adjustment Attorney	2,000.00	5,100.00
Public Works - Engineering Division	Township Engineer/ Director of Public Works	45,000.00	<u>109,093.00</u> 108,970.00
	Asst. Dir. of Public Works	45,000.00	82,712.00
Stipends	Zoning Official (Tree Inspector & Code Review Officer)	30,000.00	65,508.00
	Construction Official	60,000.00	86,496.00
	Dispatcher/Asst Terminal Agency Coordinator	1.00	2,500.00
	Board of Health Secretary	1.00	4,000.00
Fire	Fire Official	1.00	13,000.00
Sewer Plant	Superintendent of Wastewater Management	85,000.00	127,200.00
	Acting Superintendent of Wastewater Management	50,000.00	79,500.00

			<u>158,797.00</u>
Police Dept	Chief	90,000.00	156,060.00
	Police Secretary	28,000.00	54,060.00
	Confidential Secretary	28,000.00	59,466.00
	Special Police (per hr)	8.38	30.00
	Special Police Matrons (per hr)	8.38	30.00
	Crossing Guards (per hr)	8.38	30.00
Emergency Management	Emergency Management Coordinator	500.00	5,500.00
	Assistant Emergency Management Coordinator	500.00	1,500.00
Part Time Hourly Employees			
	Level 1 -, Seasonal	8.38 Hr	18.00/Hr
	Level 2 - Casual	10.00/Hr	30.00/Hr
	Level 3 - Casual w/ License *	20.00/Hr	45.00/Hr
	Level 4 - Part Time w/ License*	20.00/Hr	45.00/Hr.

* This includes all Sub code officials.

SECTION 2.

The provisions of this Ordinance shall be severable. In the event that any portion of this Ordinance is found to be invalid for any reason by any Court of competent jurisdiction, such judgment shall be limited in its effect only to that the portion of the Ordinance actually adjudged invalid and shall not be deemed to affect the operation of any other portion thereof, which shall remain in full force and effect.

SECTION 3.

All other Ordinances or parts of Ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

SECTION 4.

The provisions of this Ordinance shall be effective according to law.

Introduced: _____

Adopted: _____

Robert Woodruff

Mayor

ATTEST:

Ana Minkoff
Township Clerk

**NOTICE OF
INTRODUCTION**

Ordinance -2016

**AN ORDINANCE AMENDING THE MINIMUM AND MAXIMUM RATE OF
SALARY AND COMPENSATION OF ELECTED AND APPOINTED
TOWNSHIP OFFICIALS, AND NON-UNION EMPLOYEES IN THE VARIOUS
MUNICIPAL DEPARTMENTS OF THE TOWNSHIP OF BERKELEY
HEIGHTS**

I, Ana Minkoff, Township Clerk of the Township of Berkeley Heights , do hereby certify that the foregoing Ordinance was introduced on First Reading at a meeting of the Township Council of the Township of Berkeley Heights, County of Union and State of New Jersey, on **September 20, 2016** and that said Ordinance shall be submitted for consideration and final passage at the Public Hearing to be held on **October 4, 2016** at **7:00** p.m. or as soon thereafter, as practical, same can be considered, at the Municipal Building, 29 Park Avenue, Berkeley Heights, NJ, at which time and place all persons interested therein or affected thereby will be given an opportunity to be heard concerning the same. During the week prior to and up to the time of Public Hearing, copies of said Ordinance will be available in the Municipal Clerk's office in said Municipal Building, to the members of the general public who shall request the same.

**Ana Minkoff
Township Clerk**

ROLL CALL	AYE	NAY	ABSTAIN	ABSENT
D'AQUILA	✓			
DELIA				
FAECHER				✓
KINGSLEY	✓			
PASTORE	✓			
PIRONE	✓			
TIE:				
MAYOR WOODRUFF				

**TOWNSHIP OF BERKELEY HEIGHTS
UNION COUNTY, NEW JERSEY**

NOTICE OF FINAL ADOPTION

**Public hearing and final adoption of ordinance introduced on
September 20, 2016:**

**“AN ORDINANCE AMENDING THE MINIMUM AND MAXIMUM
RATE OF SALARY AND COMPENSATION OF ELECTED AND
APPOINTED TOWNSHIP OFFICIALS, AND NON-UNION
EMPLOYEES IN THE VARIOUS MUNICIPAL DEPARTMENTS
OF THE TOWNSHIP OF BERKELEY HEIGHTS.”**

I, Ana Minkoff, Township Clerk of the Township of Berkeley Heights, County of Union, State of New Jersey, hereby certify that the above entitled Ordinance was adopted on final Passage by the Township Council of the Township of Berkeley Heights at its meeting held on October 4, 2016.

**Ana Minkoff,
Township Clerk
Township of Berkeley Heights**

EXPLANATORY STATEMENT: This Ordinance establishes terms and conditions for the recording of public meetings of the Township of Berkeley Heights by members of the public.

TOWNSHIP OF BERKELEY HEIGHTS, UNION COUNTY

ORDINANCE No. _____

An Ordinance of the Township of Berkeley Heights, County of Union, State of New Jersey, Amending, Revising and Supplementing Various Sections of Title 1 entitled "General Provisions" of *The Code of the Township of Berkeley Heights* to create new Chapter 1.06 to be entitled "Recording of Public Meetings" to establish guidelines for the recording of public meetings.

BE IT ORDAINED by the Township Council of the Township of Berkeley Heights, County of Union, State of New Jersey, as follows:

Section 1. Title 1 entitled "General Provisions" of *The Code of the Township of Berkeley Heights* is hereby supplemented and amended to create and establish a new Chapter 1.06 to be entitled "Recording of Public Meetings" to read as follows:

Chapter 1.06 RECORDING OF PUBLIC MEETINGS

Sections:

- 1.06.010 - Purpose.
- 1.06.020 - Definitions.
- 1.06.030 - Video Recording and Still Photography of Public Meetings.
- 1.06.040 - Audio Recording of Public Meetings.
- 1.06.050 - Prohibitions.
- 1.06.060 - Exemptions.
- 1.06.070 - Duplication of Recordings and Photographs.

1.06.010 – Purpose.

The Mayor and Council of the Township of Berkeley Heights recognizes the public's right in photographing, video recording and audio recording of public meetings of the Township as recognized by the New Jersey Courts in Maurice River Township Board of Education v. Maurice River Township Teachers Ass'n, 187 N.J. Super. 566 (Ch. Div. 1982), *aff'd*, 193 N.J. Super. 488 (App. Div. 1984); and Tarus v. Borough of Pine Hill, 189 N.J. 497 (2007), and want to protect such rights. While protecting the public's right, the Mayor and Council of the

Township of Berkeley Heights desire to ensure the unfettered administration and conduct of public meetings and to minimize interference with the governmental administration of such public meetings while still protecting the public's right to record such meetings.

1.06.020 – Definition.

As used in this Chapter, terms shall have the meaning as indicated and defined within the Open Public Meetings Act, N.J.S.A. 10:4-6 *et seq.*

1.06.030 – Video Recording and Still Photography of Public Meetings.

A. Equipment and Personnel.

1. This ordinance shall apply to all forms of video recording devices, still photography equipment, which shall include, to the extent applicable, cell phone video recording and photograph.
2. All video recording and photography equipment must be operated by a person at all times, and may not be left unattended.

B. Sound and light criteria.

1. Only video recording devices and audio equipment used in conjunction with the video recording devices which does not produce distracting sound or light shall be employed to cover public meetings within the Township.
2. Only photography camera equipment which does not produce distracting sound or light shall be employed to cover public meetings within the Township
3. No artificial lighting device of any kind shall be employed in connection with the use of video recording devices or photography cameras.

C. Notice.

1. Notice shall be given to the Municipal Clerk prior to the close of the last business day preceding the day of the public meeting for which an individual is seeking permission to video record or photograph public meetings other than Township Council meetings.
2. Permission to video record or photograph a public meeting shall be granted by the Municipal Clerk, subject to compliance with the provisions contained in these guidelines.

D. Location of equipment and personnel.

1. The person video recording the public meeting shall not move about the meeting room while the public meeting is in session. It is the responsibility of the video recording device operator to ensure that the video recording device is operated in a safe manner and does not create an unsafe or hazardous environment by blocking pedestrian traffic in areas within the public meeting room. All video recording devices that cannot be hand-held and require a tripod or other stanchion equipment shall be placed in the rear of the meeting room behind the last row of chairs.
2. Still photographers shall not move about the meeting room while the public meeting is in session. It is the responsibility of the photographers to ensure that such photography is operated in a safe manner and does not create an unsafe or hazardous environment by blocking pedestrian traffic in areas within the public meeting room.
3. Video recording and related audio equipment and still camera equipment shall not be placed in or removed from the meeting room except upon the commencement and after adjournment of the public meeting or during a recess.

1.06.040 – Audio Recording of Public Meetings. In addition to photography and video tape recording of public meetings, an individual may audio record a public meeting subject to the following conditions:

- A. Notice shall be given to the Municipal Clerk prior to the close of last business day preceding the meeting for which the individual is seeking permission to audio recording other than Township Council meetings.
- B. The recording device shall be unobtrusive, limited to hand-held size such as mini-cassette or standard portable cassette recorder or cell phones. It shall be placed in an appropriate position and may not be moved in any way as to attract attention.
- C. The audio recording device shall not produce distracting sound, either from the equipment or its operation. The recording may not be played back while the meeting is in session.
- D. All audio recording equipment must be operated by a person at all times, and may not be left unattended

1.06.050 – Prohibitions.

- A. Meetings or portions of meetings which are permitted by law to be closed to the public shall not be video recorded, photographed or audio recorded.
- B. In order to comply with and protect the attorney/client privilege, there shall be no audio recording or video recording of conferences which occur at an executive session or in a public facility between the attorney representing the Township and/or one of the Township's

public bodies and any member of the Township Council, member of the public body, the Municipal Clerk, the Municipal Administrator, or any other officer or employee of the Township of Berkeley Heights.

- C. No recording, whether audio or video, may be used in any Court proceeding, nor may same be used to contest the accuracy of an official record of the public meeting. The recordings may not be represented as an official transcript in any manner and/or for any purpose.

1.06.060 – Exemptions.

- A. Any recording by or on behalf of the Township or any of its boards, commissions, committees, agencies or employees shall be exempt from the requirements and regulations of this Chapter.
- B. Any recording by a member of the press, having the required credentials presented to and accepted by the Municipal Clerk prior to the public meeting. After having accepted the credentials of a member of the press for a public meeting, at the Township's discretion, it may waive such requirement for other public meetings of the Township.
- C. Ceremonial proceedings. Any recording of ceremonial proceedings, such as proclamations and swearing-in ceremonies, involving the Mayor and Council or other public body during a public meeting or otherwise shall be exempt from these requirements and regulations of this Chapter.
- D. Recordings at municipal court hearings shall be governed by the N.J. Supreme Court policy and guidelines.

1.06.070 – Duplication of Recordings and Photographs.

- A. Prior to, or within twenty-four (24) hours of the public meeting, the Municipal Clerk or Administrator may request the original video recording, audio recording or photograph taken at a public meeting for the purpose of duplication. If such request is made, the original video recording, audio recording or photograph shall be immediately provided to the Municipal Clerk so that the Township may make a duplicate of same. The original shall be returned to the individual producing the same within five (5) business days.
- B. The individual who made the recording or photograph shall maintain the original video recording, audio recording or photograph for a period of one year from the date of the public meeting.

Section 2. The provisions of this Ordinance shall be severable. In the event that any portion of this Ordinance is found to be invalid for any reason by any Court of competent

jurisdiction, such judgment shall be limited in its effect only to that the portion of the Ordinance actually adjudged invalid and shall not be deemed to affect the operation of any other portion thereof, which shall remain in full force and effect.

Section 3. All other Ordinances or parts of Ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

Section 4. This Ordinance shall be presented to the Mayor for his approval and signature, which approval shall be granted or denied within ten (10) days of receipt of same, pursuant to N.J.S.A. 40:69A-149.7. If the Mayor fails to return this Ordinance with either his approval or objection to same within ten (10) days after it has been presented to him, then this Ordinance shall be deemed approved.

Section 5. This Ordinance shall not take effect until after final passage, approval by the Mayor pursuant to N.J.S.A. 40:69A-149.7, and publication in accordance with all applicable laws and statutes.

INTRODUCED the _____ day of _____, 2016.

ADOPTED the _____ day of _____, 2016.

Robert Woodruff, Mayor

ATTEST:

Ana Minkoff, Township Clerk

**NOTICE OF
INTRODUCTION**

Ordinance -2016

AN ORDINANCE OF THE TOWNSHIP OF BERKELEY HEIGHTS, COUNTY OF UNION, STATE OF NEW JERSEY, AMENDING, REVISING, AND SUPPLEMENTING VARIOUS SECTIONS OF TITLE 1 ENTITLED "GENERAL PROVISIONS" OF *THE CODE OF THE TOWNSHIP OF BERKELEY HEIGHTS* TO CREATE NEW CHAPTER 1.06 TO BE ENTITLED "RECORDING OF PUBLIC MEETINGS" TO ESTABLISH GUIDELINES FOR THE RECORDING OF PUBLIC MEETINGS.

I, Ana Minkoff, Township Clerk of the Township of Berkeley Heights , do hereby certify that the foregoing Ordinance was introduced on First Reading at a meeting of the Township Council of the Township of Berkeley Heights, County of Union and State of New Jersey, on **September 20, 2016** and that said Ordinance shall be submitted for consideration and final passage at the Public Hearing to be held on **October 4, 2016** at **7:00** p.m. or as soon thereafter, as practical, same can be considered, at the Municipal Building, 29 Park Avenue, Berkeley Heights, NJ, at which time and place all persons interested therein or affected thereby will be given an opportunity to be heard concerning the same. During the week prior to and up to the time of Public Hearing, copies of said Ordinance will be available in the Municipal Clerk's office in said Municipal Building, to the members of the general public who shall request the same.

**Ana Minkoff
Township Clerk**

ROLL CALL	AYE	NAY	ABSTAIN	ABSENT
D'AQUILA	✓			
DELIA		✓		
FAECHER				✓
KINGSLEY	✓			
PASTORE	✓			
PIRONE	✓			
TIE:				
MAYOR WOODRUFF				

**TOWNSHIP OF BERKELEY HEIGHTS
UNION COUNTY, NEW JERSEY**

NOTICE OF FINAL ADOPTION

**PUBLIC HEARING AND FINAL ADOPTION OF ORDINANCE
INTRODUCED ON SEPTEMBER 20, 2016:**

**“AN ORDINANCE OF THE TOWNSHIP OF BERKELEY
HEIGHTS, COUNTY OF UNION, STATE OF NEW JERSEY,
AMENDING, REVISING, AND SUPPLEMENTING VARIOUS
SECTIONS OF TITLE 1 ENTITLED “GENERAL PROVISIONS”
OF *THE CODE OF THE TOWNSHIP OF BERKELEY HEIGHTS* TO
CREATE NEW CHAPTER 1.06 TO BE ENTITLED “RECORDING
OF PUBLIC MEETINGS” TO ESTABLISH GUIDELINES FOR
THE RECORDING OF PUBLIC MEETINGS.”**

I, Ana Minkoff, Township Clerk of the Township of Berkeley Heights, County of Union, State of New Jersey, hereby certify that the above entitled Ordinance was adopted on final Passage by the Township Council of the Township of Berkeley Heights at its meeting held on October 4, 2016.

**Ana Minkoff,
Township Clerk
Township of Berkeley Heights**

Agenda Item # |

**TOWNSHIP OF BERKELEY HEIGHTS
UNION COUNTY, NEW JERSEY**

RESOLUTION

BE AND IT IS HEREBY RESOLVED by the Township Council of the Township of Berkeley Heights, County of Union, State of New Jersey, in meeting assembled, authorizes and directs the Township Treasurer to make payment of vouchers listed on the Bill List dated 10/4/16, in the amount of \$440,520.92 such vouchers having been received by the Township Council, having been satisfied that appropriate procedure has been followed in the processing of said vouchers.

APPROVED this 4th day of October, 2016.

ATTEST:

Ana Minkoff
Township Clerk

Agenda Item No.: 2

**TOWNSHIP OF BERKELEY HEIGHTS
UNION COUNTY, NEW JERSEY**

**RESOLUTION OF THE COUNCIL OF THE TOWNSHIP
OF BERKELEY HEIGHTS AUTHORIZING NOTICE OF
INTENT FOR THE CREATION OF ONE (1) NEW
PLENARY RETAIL CONSUMPTION (HOTEL/MOTEL
EXCEPTION) LIQUOR LICENSE, ALONG WITH THE
ADVERTISEMENT AND SALE BY PUBLIC SEALED BID
OF SAME.**

WHEREAS, the Township of Berkeley Heights desires to create a new Plenary Retail Consumption (Hotel/Motel Exception) Liquor License to be used exclusively in connection with a hotel/motel within the boundaries of the Township; and

WHEREAS, pursuant to N.J.S.A. 33:1-12.20(a), the Township is authorized to issue a new license to a person who operates a hotel or motel containing at least one hundred (100) guest sleeping rooms or who may hereafter construction and establish a new hotel or motel containing at least 100 guest sleeping rooms; and

WHEREAS, the Township may include a minimum bid for the purchase of the license; and

WHEREAS, the Township may make the issuance of the license contingent upon the completion of the construction of the hotel or motel premises; and

WHEREAS, the Township may issue new liquor licenses through an open bidding procedures, which will ensure that the process is faire, equitable and defensible, pursuant to N.J.S.A. 33:1-19.1, et seq., and the regulations established by the New Jersey Division of Alcoholic Beverage Control ("ABC"); and

WHEREAS, the Township wishes to create a new Plenary Retail Consumption (Hotel/Motel Exception) Liquor License and issue same to be granted to the highest qualified bidder through an open bidding process pursuant to N.J.S.A. 33:1-19.1, et seq., having the terms and conditions of any such sale, including the minimum bids and contingencies of the issuance of same, set forth in this Resolution; and

WHEREAS, because there are currently no hotels or motels built in the Township, the following condition is to be included in the sale of the Liquor License:

"The Liquor License will not become effective until a Certificate of Occupancy is issued to operate a hotel of greater than one

hundred (100) rooms having been constructed within the Township of Berkeley Heights.”

WHEREAS, the Township Council finds it in the best interest of the Township and the public to authorize the creation, issuance and sale by public bid of a new Plenary Retail Consumption (Hotel/Motel Exception) Liquor License to be used exclusively in connection with a hotel/motel containing at least one hundred (100) guest sleeping rooms within the boundaries of the Township.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Berkeley Heights, County of Union, State of New Jersey, that:

1. The Township of Berkeley Heights hereby determines that it will sell at public sale (by way of sealed bid) one (1) Plenary Retail Consumption (Hotel/Motel Exception) Liquor License to be used exclusively in connection with a hotel/motel containing at least one hundred (100) guest sleeping rooms within the boundaries of the Township, in accordance with the procedure set forth in NJSA 33:1-19.1, *et seq.*
2. The Township Clerk shall publish a notice of proposed issuance of the alcoholic beverage license. The notice shall provide the following:
 - a. The Township, by resolution, has determined to consider the issuance of (1) Plenary Retail Consumption (Hotel/Motel Exception) Liquor License by public sale to the highest qualified bidder and invites bids therefore.
 - b. The Notice shall be published in the Courier News not less than two (2) times, which publications shall not be less than one (1) week apart. The second or last notice shall be published at least thirty (30) days before the date established to open all bids from qualified bidders. The minimum time period that must be allowed for bidders to apply for the License is twenty five (25) days after the second publication.
 - c. All prospective bidders for the license shall apply by submitting to the Clerk of the Township of Berkeley Heights in full and complete ABC Application form; a separately sealed envelope with the applicant's bid and bid deposit fee; and a separate Certification of Proof of Compliance by the applicant that it meets any and all special conditions or requirements contained in the Notice and knows of no reason he or she would be disqualified from having an interest in a retail liquor license in New Jersey.
 - d. The Notice will advise that all bids will be sealed and that the minimum bid for this new Plenary Retail Consumption (Hotel/Motel Exception) Liquor License shall be \$325,000.00, along with any terms and conditions related to the bid process, such as deposits, returns, forfeitures, etc.
 - e. The Notice shall state the Township reserves the right to reject all bids if the highest bid is not accepted. A sale may be postponed or canceled at any time prior to opening of the bids.

- f. The Notice shall specify the time, place and last date that applications and bids will be accepted. Also indicate therein will be the requirement that the Clerk of the Township shall publicly announce those applicants who presumptively meet the qualification for bidding as fixed by law, rules and regulations and the enabling resolution and Notice. This public announcement must occur not less than five (5) days prior to the date of opening the sealed bids.
 - g. The time, place and date that the sealed bids will be opened must also be specified in the Notice, which must be no sooner than five (5) days after the public announcement of all presumptively qualified bidders. No bids will be opened from or on behalf of any bidder who does not qualify or has not submitted proof of qualification (full and complete ABC Application form and Certification of Proof of Compliance).
 - h. At the designated time, place and date, the sealed bids will be opened and all bid amounts and the highest bid amount will be declared. If the issuing authority determines to reject all bids they shall do so by formal resolution. If they determine to accept the highest qualified bid, that also shall be done by resolution under the conditions that the ultimate issuance of the license will be subject to payment of the balance of the bid price; payment of the State \$250.00 Application Fee; satisfactory outcome of further municipal background checks to investigate the source of funds used to purchase the license and the receipt of favorable State and/or Federal criminal background checks; and the compliance with the publication, hearing and resolution requirement under N.J.A.C. 13:2-2.1 *et. seq.*
 - i. The Notice shall specify that only those individuals or entities who have final site plan approvals for the construction of a hotel having more than one hundred (100) rooms at the time of the opening of the bids may be considered a qualified bidder for the Liquor License. The Notice shall further state that "The Liquor License will not become effective until a Certificate of Occupancy is issued to operate a hotel of greater than one hundred (100) rooms having been constructed within the Township of Berkeley Heights."
3. The minimum bid price for the Plenary Retail Consumption (Hotel/Motel Exception) Liquor License shall be \$325,000.00.
 4. Ten (10%) percent of the bid purchase price shall accompany the sealed bid. The deposit shall be cash, certified check or cashier check.
 5. Nothing contained herein shall be deemed to excise or relieve an applicant from compliance with all applicable laws, regulations and ordinances with regard to the qualifications for holding and operating a liquor license in the State of New Jersey.
 6. The Township reserves the right to reject any and all bids where the highest bid is not accepted.

BE IT FURTHER RESOLVED that the Township Clerk is hereby directed to provide a certified copy of this Resolution to the Director of the Division of Alcoholic Beverage Control.

BE IT FURTHER RESOLVED that this Resolution shall take effect pursuant to law.

APPROVED this 4th day of October, 2016.

ATTEST:

Ana Minkoff
Township Clerk

Agenda Item No.: 3

**TOWNSHIP OF BERKELEY HEIGHTS
UNION COUNTY, NEW JERSEY**

RESOLUTION

WHEREAS, the Township of Berkeley Heights entered into a lease agreement with the Community Pool Corporation, dated July 23, 2003, for the property owned by the Township on Locust Avenue (near the intersection of Snyder Avenue, for the operation of a community swimming pool, bathhouse, filter house, parking lot and related facilities (the "Lease Agreement"); and

WHEREAS, the Lease Agreement commenced as of July 23, 2003, and is set to expire on April 23, 2018, for the annual sum of One (\$1.00) Dollar; and

WHEREAS, pursuant to the terms of the Lease Agreement, specifically the Seventh Clause, the Township shall annually review and approve the budget of the Community Pool Corporation; and

WHEREAS, the Township has reviewed the 2016 Budget of the Community Pool Corporation and finds same to be acceptable.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Berkeley Heights, in the County of Union, and the State of New Jersey that the Community Pool Corporation's 2016 Budget is hereby approved pursuant to the terms of the Lease Agreement.

BE IT FURTHER RESOLVED that the Township officials are hereby authorized to take any and all action required to complete the Township's approval of the Community Pool Corporation's 2014 Budget.

BE IT FURTHER RESOLVED that the Township Clerk is hereby directed to send a certified copy of this Resolution to the Community Pool Corporation.

BE IT FURTHER RESOLVED that this Resolution shall take effect pursuant to law.

APPROVED this 4th day of October, 2016.

ATTEST:

Ana Minkoff
Township Clerk

Agenda Item No.: 4

**TOWNSHIP OF BERKELEY HEIGHTS
UNION COUNTY, NEW JERSEY**

RESOLUTION

WHEREAS, the Township Police Department currently assigns a police officer to the Governing Livingston High School during the school year, who serves as a student resource officer; and

WHEREAS the Berkeley Heights Board of Education (the "Board of Education") finds a benefit to its students and faculty to have a police officer at the High School, and has agreed to contribute to the costs of having such officer be assigned to the High School during the school year, and has engaged in discussions regarding a potential shared services agreement for same; and

WHEREAS the Board of Education and Township agree that it makes financial sense for the parties hereto to enter into a Shared Services Agreement for the provision of such services; and

WHEREAS, the Township and the Board of Education negotiated a shared services agreement for the provision of a police officer to serve as a student resource officer at the High School, which is attached hereto and made a part hereof; and

WHEREAS, the Township is authorized to enter into this Shared Services Agreement pursuant to the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1, *et seq.*; and

WHEREAS, it would be in the best interest of the residents of the Township to enter a Shared Services Agreement for the exchange of services and various other opportunities such as the Township providing a police officer to serve as a student resource officer at the High School; and

WHEREAS, the Township Council of the Township of Berkeley Heights find it to be in the best interest of the Township and its residents to enter into this Shared Services Agreement with the Board of Education for the provision of a police officer to serve as a student resource officer at the High School.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Township Council of the Township of Berkeley Heights, in the County of Union, and the State of New Jersey that the Shared Services Agreement with the Berkeley Heights Board of Education for the provision of a police officer to serve as a student resource officer at the High School be and hereby is approved; and that the Mayor and Township Clerk are authorized and directed to executed the Agreement in substantially the form attached hereto.

BE IT FURTHER RESOLVED that the appropriate Township officials are hereby authorized to take any and all action required to complete this Shared Services Agreement.

BE IT FURTHER RESOLVED that this Resolution shall take effect pursuant to law, and the adoption of the appropriate mechanism approving the Shared Services Agreement adopted by the Board of Education.

Approved this 30th day of September, 2016.

ATTEST:

Ana Minkoff
Township Clerk

SHARED SERVICES AGREEMENT
between the
BERKELEY HIGHTS BOARD OF EDUCATION
and
TOWNSHIP OF BERKELEY HEIGHTS

THIS SHARED SERVICES AGREEMENT (hereinafter "Agreement") is made on this _____ day of _____, 2016 by and between the BERKELEY HEIGHTS BOARD OF EDUCATION (hereinafter "Board of Education"), and the TOWNSHIP OF BERKELEY HEIGHTS (hereinafter "Township").

WHEREAS, the Township Police Department currently assigns a police officer to the Governing Livingston High School during the school year, who serves as a student resource officer; and

WHEREAS the Board of Education finds a benefit to its students and faculty to have a police officer at the High School, and has agreed to contribute to the costs of having such officer be assigned to the High School during the school year, and has engaged in discussions regarding a potential shared services agreement for same; and

WHEREAS the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 *et seq.*, permits and provides for a mechanism for contracting between local units by entry into a Shared Services Agreement; and

WHEREAS the Board of Education and Township agree that it makes financial sense for the parties hereto to enter into a Shared Services Agreement for the provision of such services; and

WHEREAS the Board of Education and Township agree that their mutual public purposes and best interests will be promoted by the execution and delivery of this Shared Services Agreement pursuant to the powers conferred by the Uniform Shared Services and Consolidation Act;

NOW THEREFORE, in consideration of mutual promises and covenants of each to the other, and for other good and valuable consideration, the parties do hereby agree as follows:

I. Goals and Objectives:

It is understood and agreed that the Board of Education and the Berkeley Heights Police Department share the following goals and objectives with regard to the School Resource Officer (SRO) Program:

1. To foster educational programs and activities that will increase students'

knowledge of and respect for the law and function of law enforcement agencies;

2. To encourage the SRO to attend extracurricular activities held at schools, such as PTO meetings, athletic events, and concerts;

3. To act swiftly and cooperatively when responding to major disruptions and flagrant criminal offenses at school, such as: disorderly conduct, trespassers, the possession and use of weapons on school grounds, the illegal use, sale and/or distribution of controlled dangerous substances and similar disturbances;

4. To report serious crimes that occur on school grounds and to cooperate with law enforcement officials in their investigation of crimes that occur at school;

5. To cooperate with law enforcement officials in their investigations of school-related criminal offenses which occur off school grounds.

II. Employment and Assignment of School Resource Officer

A. The officer assigned as a School Resource Officer (hereinafter the "SRO") shall be at the discretion of the Chief of Police. The SRO will possess the qualities and qualifications necessary in order to accomplish the aforementioned mutual goals and objectives. In the event of problems which may warrant removal or replacement of the SRO, the Superintendent of Schools shall notify the Chief of Police and may request that such action be taken.

B. The SRO shall be an employee of the Berkeley Heights Police Department and shall be subject to the administration, supervision and control of the Berkeley Heights Police Department. He/She shall also be subject to all rules and regulations, policies, orders and directives of the Berkeley Heights Police Department.

C. The Berkeley Heights Police Department shall have the sole power and authority to hire, discharge, assign and discipline the SRO.

III. Duty Hours

A. The SRO shall work a 4 on, 3 off schedule consistent with the current collective bargaining agreement of the Police Department. Subject to schools being in session, the SRO shall make efforts to move his/her scheduled work days to most efficiently align with school events, functions, and needs. This schedule flexibility is crucial to the success of the SRO program. In the case of emergency or special situation, and at the discretion of a commanding officer, the SRO may work more than his/her ordinarily scheduled hours. The payment of any contractual overtime due shall be the responsibility of the Berkeley Heights Police Department.

B. The SRO shall primarily be assigned to Governor Livingston High School, but specific SRO duty hours and school location shall be set by mutual agreement between the Berkeley Heights Public School Superintendent or his/her designee and the Chief of Police or his/her designee.

IV. Basic Qualifications of a School Resource Officer (SRO).

The Berkeley Heights Police Department represents that the SRO assigned shall meet the following basic qualifications:

1. Shall be a sworn, full-time law enforcement officer and should have a minimum of five years of law enforcement experience.
2. Shall have successfully completed any statutorily required School Resource Officer course(s).
3. Shall be trained in the response to active shooter situations.
4. Shall possess sufficient knowledge of the applicable Federal and State laws, Township Ordinances and Board of Education policies and regulations.
5. Shall be capable of conducting criminal investigations.
6. Shall possess an even temperament and set a good example for students;
and
7. Shall possess communication skills that would enable the officer to function effectively within the school environment.

V. Duties of School Resource Officer

A. Provide security and surveillance at the school and note and report irregularities, dangerous practices and conditions, accidents, fires and other acts or circumstances requiring police or other action, which may affect the health, welfare and/or safety of the students and/or school personnel.

B. Enforce Federal, State and Local laws and ordinances.

C. Take necessary action as to trespassers, suspicious persons and conditions, and report significant action, occurrences and conditions.

D. Conduct investigations of criminal or delinquent activity according to established police department policies and procedures.

E. If assigned by the Chief of Police or his designee, investigate offenses occurring off school property affecting or relating to Berkeley Heights or Mountainside students attending a Berkeley Heights School.

F. Warn, detain, cite and/or take into custody violators of the law when necessary and in conformance with New Jersey Statutes, Attorney General Guidelines, and the Memorandum of Agreement between the Board of Education and law enforcement officials.

G. Complete timely and accurate reports in accordance with the requirements of the police department.

H. Assist in the enforcement of traffic and parking laws and regulations on school property and cooperate and assist other public safety officials in traffic control as necessary.

I. Recommend measures to protect school and personal property from damage and theft.

J. Assist school personnel in dealing with emergencies.

K. Supervise security at school activities and public meetings as directed.

L. Assist in truancy investigations as requested.

M. Assist the principal on matters dealing with the enforcement of child custody orders or domestic violence restraining orders.

N. Coordinate the sharing of delinquency information between the school and the police department, as provided for by N.J.S.A. 2A:4A-60.

O. Assist with Megan's Law notifications received by the school, as directed by the County Prosecutor.

P. Provide assistance in programs for peer mediation and peer leadership.

Q. Act as an instructor for specialized, short-term programs involving a range of topics such as security, crime prevention, drug and alcohol education, the criminal and juvenile justice system, and related topics.

R. Upon request, attend faculty meetings relating to his duties as an SRO.

S. Upon request, attend conferences between school personnel and parents regarding either individual students, or general security concerns.

T. Counsel public school students in special situations, when requested by the principal or by the parents of the students.

U. Serve at all times as a role model to students, demonstrating appropriate attitudes, behavior, courtesy and respect.

V. Maintain a log of activities undertaken in connection with the SRO assignment and review periodically with the Chief of Police, School Superintendent and High School Principal pursuant to State statute and Attorney General guidelines.

W. Provide the High School Principal with information and assistance necessary to prepare reports for the Board of Education members summarizing the SRO's activities.

X. Perform such other related duties as assigned by the Chief of Police or his/her designee.

VI. Communication between SRO and the schools

A. The SRO will be responsible for day-to-day communication with the High School Principal to the extent necessary and for the purpose of coordinating scheduling.

B. The SRO shall also coordinate and communicate with the principal or the principal's designee of any school at which he may perform duties.

VII. Training

A. The SRO shall be required by the Berkeley Heights Police Department to attend periodic training, seminars, re-certifications and in-service training sessions as directed by the Chief of Police or his/her designee. All efforts will be made to avoid this interfering with the SRO's responsibilities at the school. The SRO should advise school administrators of upcoming absences due to training.

VIII. Dress Code

A. SRO's shall, on the majority of occasions, wear the departmental uniform of the day in order to maintain a visible presence in the school.

B. In special situations, and with the approval of a commanding officer, the SRO may wear plain clothes or a modified uniform as appropriate. Any modified uniform or plain clothes uniform will be worn consistent with Berkeley Heights Police Department Uniform Policy.

C. The SRO shall carry departmental issued firearms at all times while on duty. Firearm carry shall always be in compliance with Berkeley Heights Police Department Firearms Policy.

IX. Searches

The SRO shall not be routinely requested to participate in student searches conducted by school officials. The SRO may only conduct searches under circumstances where a search by a law enforcement officer is permitted by law.

X. School Discipline

The SRO shall not act as a school disciplinarian, as disciplining students is a school responsibility. However, if a principal or other administrator believes an incident may be a violation of the law, the principal may contact the SRO, who shall then determine whether law enforcement action is necessary. The SRO shall not be used for assigned lunchroom duties or hall monitoring ordinarily assigned to a school employee.

XI. Communication Between Superintendent and Chief of Police

The Superintendent of Schools and the Chief of Police shall maintain open communication concerning the progress and effectiveness of the program.

XII. Office Space

The school shall provide the officer with a telephone and office space where students can meet and speak privately with the officer. The office space must include a desk with drawers, a chair, filing cabinet and office supplies. The office must be able to be properly locked and secured. If possible, the office should be in a central location in the school building and easily accessible to students, faculty and school administrators.

XIII. Program Funding

In consideration of the Township of Berkeley Heights providing the services of a School Resource Officer, the Berkeley Heights Board of Education shall pay the Township of Berkeley Heights the total sum of Twenty-Five Thousand Dollars (\$25,000.00) with a payment on or before November 1 of each year in the amount of (\$12,500.00) and April 1 of each year in the amount of (\$12,500.00).

XIV. Term of Agreement

This Agreement shall remain in effect for the school year(s) of September 1, 2016 to June 30, 2022.

XV. Insurance and Indemnification

A. GENERAL LIABILITY. The Board of Education shall maintain insurance in the amount of \$5,000,000 per occurrence/annual aggregate for bodily injury liability and property damage liability, and include the Township as an additional insured for the time during which the SRO, a Township employee, is working at the Governing Livingston High School.

B. AUTO LIABILITY/PHYSICAL DAMAGE. As the SRO will be a Township employee driving a Township vehicle from the Township's Police Department to the Governing Livingston High School, the Township shall provide maintain insurance in the amount of \$5,000,000 in auto liability for its vehicle which is to cover auto physical damage, and include the Board of Education as an additional insured.

C. WORKERS COMPENSATION. The SRO will be a full-time employee of the Township. As such, the Township shall be responsible for maintaining Workers Compensation and Employers Liability.

D. Evidences of the above-referenced insurance policies shall be provided to the other party.

E. INDEMNIFICATION/HOLD HARMLESS. The parties shall mutually indemnify and hold each other harmless from all claims, including attorney's fees and costs, arising out of performance of duties by SRO pursuant to the terms of this Agreement.

XVI. Authorization

Each party represents that the execution, delivery and performance of this Agreement has been authorized by its respective governing body, does not require any consent, approval or referendum of the voters, and does not violate any judgment, order, law or regulation applicable to either party.

XVII. Termination

Either party may terminate this Agreement at any time upon thirty (30) days written notice to the other party.

XVIII. Miscellaneous

A. Entire Agreement

This agreement constitutes the entire agreement and understanding between the parties in relation to its subject matter and supersedes all previous and contemporaneous agreements, understandings, representations and warranties between the parties.

B. Notice

Any notice or consent required or permitted hereunder shall be in writing and shall be delivered to the other party by registered or certified mail, return receipt requested, and addressed to the party as set out below or to such other address as the party may have specified by notice given in writing to the other party.

BERKELEY HEIGHTS BOARD
EDUCATION
345 Plainfield Avenue
Berkeley Heights, NJ 07921

TOWNSHIP OF BERKELEY HEIGHTS
Municipal Building
29 Park Avenue
Berkeley Heights, NJ 07921

C. Modifications

This Agreement may not be amended, altered or modified in any manner except in writing executed by the parties hereto.

D. Headings

This section and any other headings contained in this agreement are for reference only and shall not affect the meaning and interpretation of this Agreement.

E. Invalid Clause

The invalidity of any clause contained herein shall not render any other provision invalid and the balance of the Agreement shall be binding upon all parties hereto.

F. Waiver

It is understood and agreed by the parties that a failure or delay in the enforcement of any of the provisions of this Agreement by either of the parties shall not be construed as a waiver of those provisions.

IN WITNESS WHEREOF, we do hereby agree to the within on date set forth herein above.

TOWNSHIP OF BERKELEY HEIGHTS

Ana Minkoff, Township Clerk

Robert Woodruff, Mayor

BERKELEY HEIGHTS BOARD OF EDUCATION

Doug Reinstein, President

Judith Rattner , Superintendent,

Agenda Item No.: 5

**TOWNSHIP OF BERKELEY HEIGHTS
UNION COUNTY, NEW JERSEY**

RESOLUTION

WHEREAS, the Township of Berkeley Heights is in need of gas services for public use for the Township, and wants to procure same at competitive rates; and

WHEREAS, the Local Unit Technology Pilot Program and Study Act, P.L. 2001, c. 30 (the "Act"), authorizes the purchase of energy generation services for public use through the use of an online auction service; and

WHEREAS, the Act requires the New Jersey Department of Community Affairs, Division of Local Government Services to pre-qualify vendors to offer their auction platforms to receive bids on behalf of the Township; and

WHEREAS, the Township finds it to be in the best interest of the Township and its citizens to utilize the online auction services of EMEX, LLC, an approved vendor pursuant to the Act, waiver number EMEX LLC-I, located a www.energymarketexchange.com ("EMEX"), which shall be conducted pursuant to the Act; and

WHEREAS, the Township has determined to proceed with the EMEX in order to procure energy generation services (gas) for the Township; and

WHEREAS, the Act also requires the various prospective bidders to be pre-qualified by the New Jersey Board of Public Utilities in order to submit an bid for energy generation services (electricity); and

WHEREAS, the Township finds it to be in the best interest of the Township and its citizens to award a contract to the lowest responsive, pre-qualified bidder for a twenty-four (24) month term pursuant to the results of the online auction services.

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Berkeley Heights, County of Union, State of New Jersey, hereby authorizes the Township to utilize the online auction services of EMEX, LLC, an approved vendor pursuant to the Act, waiver number EMEX LLC-I, located a www.energymarketexchange.com, for the purchase of energy generation services (gas) in accordance with the requirements of the Act.

BE IT FURTHER RESOLVED that the Mayor is authorized to execute the contracts, subject to legal review and approval, with the lowest responsive bidders for a twenty-four (24) month term.

BE IT FURTHER RESOLVED that this Resolution shall take effect pursuant to law.

APPROVED this 4th day of October, 2016.

ATTEST:

Ana Minkoff
Township Clerk

Agenda Item
621

**TOWNSHIP OF BERKELEY HEIGHTS
UNION COUNTY, NEW JERSEY**

RESOLUTION

WHEREAS, the Tax Collector has advised that there was an overpayment of a portion of 2016 property taxes for property known as Block #2303 Lot #14 also known as 47 Sycamore Avenue, which requires a refund in the amount of \$461.75; and

NOW, THEREFORE BE IT RESOLVED that the Treasurer is authorized to refund the overpayment for 2016 taxes in the amount of \$461.75 to Valerie Berger, 47 Sycamore Avenue, Berkeley Heights.

BE IT FURTHER RESOLVED that a copy of this resolution be transmitted to Valerie E. Berger, Treasurer and Tax Collector.

APPROVED this 4th day of October, 2016.

Attest:

**Ana Minkoff
Township Clerk**

Agenda Item

6a(2)

**TOWNSHIP OF BERKELEY HEIGHTS
UNION COUNTY, NEW JERSEY**

RESOLUTION

WHEREAS, the Tax Collector has advised that there was an overpayment of a portion of 2016 property taxes for property known as Block #2801 Lot #56 also known as 111 Cedar Green Lane, which requires a refund in the amount of \$30.00; and

NOW, THEREFORE BE IT RESOLVED that the Treasurer is authorized to refund the overpayment for 2016 taxes in the amount of \$30.00 to Pamela Nagy, 111 Cedar Green Lane, Berkeley Heights.

BE IT FURTHER RESOLVED that a copy of this resolution be transmitted to Pamela Nagy, Treasurer and Tax Collector.

APPROVED this 4th day of October, 2016.

Attest:

**Ana Minkoff
Township Clerk**

**TOWNSHIP OF BERKELEY HEIGHTS
UNION COUNTY, NEW JERSEY**

RESOLUTION

WHEREAS, members of the Berkeley Heights Rescue Squad are permitted by law to operate blue emergency lights on their vehicle when responding to an emergency; and

WHEREAS, the Township is required to endorse any application for “blue light” permit; and

WHEREAS, Arlene Burnett, is a member of the Berkeley Heights Rescue Squad and has requested that the Township endorse the blue light permit application.

NOW, THEREFORE, BE IT RESOLVED that the appropriate municipal officials are hereby authorized to endorse the renewal of an application of Arlene Burnett, for a blue light permit.

BE IT FURTHER RESOLVED that copies of this resolution be forwarded to Arlene Burnett, BH Rescue Squad, Police Department and Township Clerk.

APPROVED this 4thth day of October, 2016

ATTEST:

Ana Minkoff
Township Clerk

**TOWNSHIP OF BERKELEY HEIGHTS
UNION COUNTY, NEW JERSEY**

RESOLUTION

BE AND IT IS HEREBY RESOLVED that the Township Council of the Township of Berkeley Heights, Union County, New Jersey, in meeting assembled, that Joe Koczot, is hereby removed from the inactive list and appointed as an Active member of the Berkeley Heights Volunteer Fire Department effective October 4, 2016.

BE IT FURTHER RESOLVED that a copy of this Resolution be forwarded to Joe Koczot and the Fire Chief.

APPROVED this 4th day of October, 2016.

ATTEST:

Ana Minkoff
Township Clerk

**TOWNSHIP OF BERKELEY HEIGHTS
UNION COUNTY, NEW JERSEY**

RESOLUTION

BE AND IT IS HEREBY RESOLVED that the Township Council of the Township of Berkeley Heights, Union County, New Jersey, in meeting assembled, that Howard Anderson, is hereby appointed as an Active member of the Berkeley Heights Volunteer Fire Department effective October 4, 2016.

BE IT FURTHER RESOLVED that a copy of this Resolution be forwarded to Howard Anderson and the Fire Chief.

APPROVED this 4th day of October, 2016.

ATTEST:

Ana Minkoff
Township Clerk

Agenda Item

#

6e

**TOWNSHIP OF BERKELEY HEIGHTS
UNION COUNTY, NEW JERSEY**

RESOLUTION

BE AND IT IS HEREBY RESOLVED that the Township Council of the Township of Berkeley Heights, Union County, New Jersey, in meeting assembled, that Petre Popescu, is hereby appointed as an Active member of the Berkeley Heights Volunteer Fire Department effective October 4, 2016.

BE IT FURTHER RESOLVED that a copy of this Resolution be forwarded to Petre Popescu and the Fire Chief.

APPROVED this 4th day of October, 2016.

ATTEST:

Ana Minkoff
Township Clerk